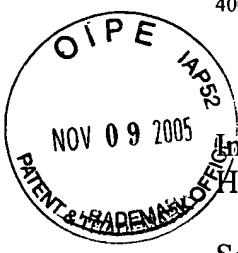


TFL



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of: ) Before the Examiner  
 ) Brian E. Pellegrino  
 )  
 Serial No. 10/645,006 ) Group Art Unit 3738  
 )  
 Filed: August 21, 2003 ) Ref. No. 4002-2624/PC531.00  
 )  
 ALLOGENIC/XENOGENIC IMPLANTS )  
 AND METHODS FOR AUGMENTING )  
 OR REPAIRING INTERVERTERAL )  
 DISCS ) November 7, 2005

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed October 5, 2005, please consider the following. Additionally, please provide any extensions of time which may be necessary and charge any additional fees which may be due or credit any overpayment to Deposit Account No. 23-3030, but not to include any payment of issue fees.

<p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">November 7, 2005</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">(Date of Deposit)</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Timothy N. Thomas</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Name of Registered Representative</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;"><u>Timothy N. Thomas</u></p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Signature</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">November 7, 2005</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Date of Signature</p>
---